

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2001-173-C - ORDER NO. 2005-261
MAY 20, 2005

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|--------|--|---|------------------|
| IN RE: | Application of Delta Phones, Inc. for a |) | ORDER CANCELLING |
| | Certificate of Public Convenience and |) | CERTIFICATE |
| | Necessity to Provide Local Exchange |) | |
| | Telecommunications Services and for Flexible |) | |
| | Regulation. |) | |

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the request to cancel the Certificate of Public Convenience and Necessity of Delta Phones, Inc. (“Delta Phones” or the “Company”) to provide local exchange telecommunications services in the State of South Carolina. A review of the docket file reveals that the Commission granted Delta Phones authority to operate as a local exchange telecommunications services provider by Order No. 2001-748, dated August 21, 2001.

On May 11, 2005, Delta Phones, through counsel for the Company’s Chapter 7 Trustee (“counsel”), Ronald R. Peterson (“Mr. Peterson”), notified the Commission that Delta Phones filed a voluntary petition under Title 11 of the United States Code in the United States Bankruptcy Court for the Northern District of Illinois on January 8, 2004. According to Mr. Peterson’s counsel, Delta Phones ceased operations in early 2004 and does not wish to continue to do business in South Carolina. Counsel states that Delta Phones has no customers in South Carolina and requests that Delta Phones’ Certificate of Public Convenience and Necessity be cancelled.

In furtherance of Delta Phones' request for cancellation, copies of documents from the United States Bankruptcy Court of the Northern District of Illinois authenticating the Company's bankruptcy case and Mr. Peterson's authority as Chapter 7 Trustee are attached to the Company's request.

As Delta Phones is no longer providing the services for which the Company's Certificate of Public Convenience and Necessity was granted, the Commission finds and concludes that Delta Phones' Certificate of Public Convenience and Necessity to provide local exchange telecommunications services within the State of South Carolina should be cancelled.

IT IS THEREFORE ORDERED THAT:

1. The Certificate of Public Convenience and Necessity to provide local exchange telecommunications services in South Carolina authorized by Order No. 2001-748, dated August 21, 2001, issued in the instant docket to Delta Phones, Inc. is hereby cancelled.
2. This Order shall remain in full force and effect until further Order of the Commission.

/s/
Randy Mitchell, Chairman

ATTEST:

/s/
G. O'Neal Hamilton, Vice Chairman
(SEAL)